

08/17/01  
1c759 U.S. PTO

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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))

Attorney Docket No. **Mirus.023.01**  
First Inventor or Application Identifier **Herweijer**  
Title **Nucleic Acid Expression From Linear Nucleic Acids**  
Express Mail Label No. **ET255675263US**

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ \* Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☒ Specification [Total Pages **28**]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to Microfiche Appendix
  - Background of the invention
  - Brief Summary of the invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets **1**]
4. Oath or Declaration [Total Pages **1**]
  - a. ☐ Newly executed (original or copy)
  - b. ☐ Copy from a prior application (37 C.F.R. § 1.63(d))  
(for continuation/divisional with Box 16 completed)
    - i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).

\* NOTE FOR ITEMS 1 & 13: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

5. ☐ Microfiche Computer Program (Appendix)
6. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
  - a. ☐ Computer Readable Copy
  - b. ☐ Paper Copy (identical to computer copy)
  - c. ☐ Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

7. ☐ Assignment Papers (cover sheet & document(s))
8. ☐ 37 C.F.R. § 3.73(b) Statement ☐ Power of Attorney  
(when there is an assignee)
9. ☐ English Translation Document (if applicable)
10. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
11. ☐ Preliminary Amendment
12. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
13. ☒ Small Entity ☐ Statement filed in prior application, Status still proper and desired  
(PTO/SB/09-12)
14. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
15. ☐ Other: \_\_\_\_\_

16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: \_\_\_\_\_

Prior application information: Examiner \_\_\_\_\_

Group / Art Unit: \_\_\_\_\_

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 17. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label

(Insert Customer No. or Attach bar code label here)

or ☒ Correspondence address below

Name	Mark K. Johnson				
Address	PO Box 510644				
City	New Berlin	State	WI	Zip Code	53151-0644
Country	US	Telephone	262 821-5690	Fax	262 821-5645

Name (Print/Type)	Mark K. Johnson	Registration No. (Attorney/Agent)	35,909
Signature	<i>Mark K. Johnson</i>	Date	August 17, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

Patent fees are subject to annual revision.  
Small Entity payments must be supported by a small entity statement,  
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.  
See 37 C.F.R. §§ 1.27 and 1.28.

<b>TOTAL AMOUNT OF PAYMENT</b>	<b>(\$)</b> 355.00
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Application Number	
Filing Date	August 17, 2001
First Named Inventor	Herweijer
Examiner Name	
Group / Art Unit	1636
Attorney Docket No.	Mirus.023.01

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit  
Account  
Name

2. ☒ Payment Enclosed:  
☐ Check      ☐ Money Order      ☒ Other

## 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
101	760	201	380	Utility filing fee
106	310	206	155	Design filing fee
107	480	207	240	Plant filing fee
108	760	208	380	Reissue filing fee
114	150	214	75	Provisional filing fee

## 2. EXTRA CLAIM FEES

		Extra Claims		Fee from below	Fee Paid
Total Claims	20**	1	X		0.00
Independent Claims	3**	0	X		0.00
Multiple Dependent					

\*\*or number previously paid, if greater; For Reissues, see below

	Large Entity	Small Entity
1. <b>Revenue Recognition</b>	Revenue is recognized when the performance obligation is satisfied, which is when control of the goods or services is transferred to the customer.	Revenue is recognized when the performance obligation is satisfied, which is when control of the goods or services is transferred to the customer.
2. <b>Cost of Sales</b>	Cost of sales is recognized when the performance obligation is satisfied, which is when control of the goods or services is transferred to the customer.	Cost of sales is recognized when the performance obligation is satisfied, which is when control of the goods or services is transferred to the customer.
3. <b>Impairment of Financial Assets</b>	Impairment of financial assets is recognized when there is a significant increase in the credit risk of the asset, which is when the asset is no longer expected to be repaid.	Impairment of financial assets is recognized when there is a significant increase in the credit risk of the asset, which is when the asset is no longer expected to be repaid.
4. <b>Impairment of Non-Financial Assets</b>	Impairment of non-financial assets is recognized when there is a significant increase in the credit risk of the asset, which is when the asset is no longer expected to be repaid.	Impairment of non-financial assets is recognized when there is a significant increase in the credit risk of the asset, which is when the asset is no longer expected to be repaid.
5. <b>Impairment of Financial Liabilities</b>	Impairment of financial liabilities is recognized when there is a significant increase in the credit risk of the liability, which is when the liability is no longer expected to be repaid.	Impairment of financial liabilities is recognized when there is a significant increase in the credit risk of the liability, which is when the liability is no longer expected to be repaid.
6. <b>Impairment of Non-Financial Liabilities</b>	Impairment of non-financial liabilities is recognized when there is a significant increase in the credit risk of the liability, which is when the liability is no longer expected to be repaid.	Impairment of non-financial liabilities is recognized when there is a significant increase in the credit risk of the liability, which is when the liability is no longer expected to be repaid.

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	78	202	39	Independent claims in excess of 3
104	260	204	130	Multiple dependent claim, if not paid
109	78	209	39	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

### 3. ADDITIONAL FEES

[illegible]

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	380	216	190	Extension for reply within second month	
117	870	217	435	Extension for reply within third month	
118	1,360	218	680	Extension for reply within fourth month	
128	1,850	228	925	Extension for reply within fifth month	
119	300	219	150	Notice of Appeal	
120	300	220	150	Filing a brief in support of an appeal	
121	260	221	130	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,210	241	605	Petition to revive - unintentional	
142	1,210	242	605	Utility issue fee (or reissue)	
143	430	243	215	Design issue fee	
144	580	244	290	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	760	246	380	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	760	249	380	For each additional invention to be examined (37 CFR § 1.129(b))	

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Fee Paid

<b>SUBTOTAL (3)</b>	<b>(\$)</b>
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## SUBMITTED BY

Name (Print/Type)	Mark K. Johnson
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Signature M. A. Johnson

Registration No.  
(Attorney/Agent)

35,909

Complete (if applicable)

Telephone	(262) 821-5690
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Date \_\_\_\_\_

August 17, 2001

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